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DIRECTOR OFFICE
TECHNOLOGY CENTER 2600

ON PETITION

MARVIN NACHMAN
315 SAYBROOK RD
VILLANOVA, PA 19085

In re Application of
Nachman
Application No. 08/669,056
Filed: June 24, 1996
For: Interface Circuit for Utilizing a Facsimile
Coupled to a PC As A Scanner or Printer

This is a decision on the petition filed September 29, 2000, which is being treated as a petition under 37 CFR 1.181 (no fee) to withdraw the holding of abandonment of the above-identified application.

The petition is **granted**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed January 19, 2000, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on April 20, 2000. A Notice of Abandonment was mailed on October 2, 2000.

Petitioner contends that an amendment was timely filed in response to the Office Action. In support, petitioner has submitted a copy of the amendment bearing a certificate of mailing in compliance with 37 CFR 1.8(a).

37 CFR 1.8(b) provides that when correspondence satisfies 37 CFR 1.8(a), but was not received by the Patent and Trademark Office, the correspondence will be considered timely if:

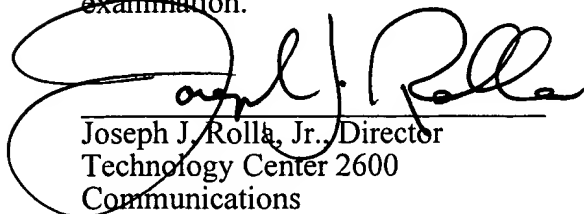
- (1) petitioner informs the Office of the previous mailing or transmission of the correspondence promptly after becoming aware that the Office has no evidence of receipt of the correspondence.
- (2) petitioner supplies an additional copy of the previously mailed or transmitted correspondence and certificate,
- (3) the petitioner includes a statement which attests on a personal knowledge basis, or to the satisfaction of the Commissioner, to the previously timely mailing or transmission. If the correspondence was sent by facsimile transmission, a copy of the sending unit's report confirming transmission may be used to support this statement, and
- (4) the Office may require additional evidence to determine if the correspondence was timely filed.

The petition complies with the requirements set forth in 37 CFR 1.8(b).

The Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn.

The application file is being forwarded to the technical support staff for entry of the amendment.

The application file is being forwarded to the technical support staff for entry of the amendment. After the amendment is entered, the file will be forwarded to the examiner for further examination.



Joseph J. Rolla, Jr., Director
Technology Center 2600
Communications